

MOTION TO AMEND NO. 19

I hereby move to amend Bill No. 02-160 as follows:

1. On page 2, line 13, after the word "systems, add the word "and"; delete the words "and neighborhood parks and trails."
2. On page 3, line 6, after the word "systems, add the word "and"; delete the words "and neighborhood parks and trails."
3. On page 6, line 12, after the word "systems, add the word "and"; delete the words "and parks and trails".
4. On page 3, line 6, after the word "systems, add the word "and"; delete the words "and neighborhood parks and trails."
5. On page 9, line 10, after the word "systems, add the word "and"; delete the words "and neighborhood parks and trails."
6. On page 9, line 19, delete the words "and neighborhood parks."
7. On page 10, lines 19 through 21, delete paragraph in its entirety.
8. On page 12, at the end of line 10, add the word "and".
9. On page 12, line 11, delete the words "and neighborhood park and trail impact fee".
10. On page 22, lines 8 through 12, delete paragraph in its entirety.
11. On page 25, line 20, after the word "stations" add the word "and"; delete the words "and neighborhood parks."
12. On page 27, line 22, before the word "wastewater", add the word "and"; delete the words "and neighborhood parks."
13. On page 35, line 2, after the word "Map", add the word "and".
14. On page 35, line 3, delete the words "and the Neighborhood Park and Trail Impact Fee Benefit Areas Map".

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15. On page 35, line 4, change the numeral "4" to "3"

Introduced by:

Approved as to Form & Legality:

City Attorney

Requested by: Council members Jon Camp, Glenn Friendt and Ken Svoboda.

Reason for Request: This Amendment eliminates the Neighborhood Parks and Trails Impact Fee. These impact fees are not needed for since state law, the City Charter and current Lincoln Municipal Code recognize the ability to create park improvement districts and these districts can raise all of the necessary revenue to fund new neighborhood parks. The primary benefit of using park improvement districts rather than impact fees to finance the desperately needed new neighborhood parks is that they are clearly legally defensible. In addition, special assessment funds exist today which the City could use to acquire the necessary sites economically. Further, this method permits the blending of new and old neighborhoods in creating and paying for neighborhood parks rather than forcing all of the costs on those neighborhoods created after the date impact fees are enacted. If this amendment is adopted, an ordinance to authorize the creation of the park improvement districts the City needs should be submitted. A draft of such an ordinance is attached for informational purposes.